

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
at WINCHESTER

UNITED STATES OF AMERICA )  
*Plaintiff* )  
v. ) NO. 4:05-CR-4  
DUANE SHEFFIELD )  
*Defendant* )

**O R D E R**

On March 4, 2009, Magistrate Judge William B. Mitchell Carter filed a Report and Recommendation recommending (a) the Court accept Defendant Duane Sheffield's ("Defendant") plea of guilty to Count One of the Superseding Indictment, (b) the Court adjudicate Defendant guilty of the charges set forth in Count One of the Superseding Indictment; and (c) Defendant shall remain in custody pending sentencing in this matter (Doc. 68). Neither party filed an objection within the given ten days. After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation (Doc. 98) pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

- (1) Defendant's plea of guilty to Count One of the Superseding Indictment is **ACCEPTED**;
- (2) Defendant is hereby **ADJUDGED** guilty of the charges set forth in Count One of the Indictment; and
- (3) Defendant **SHALL REMAIN** in custody pending sentencing on **Thursday, June 18, 2009, at 9:00 am.**

**SO ORDERED.**

**ENTER:**

*/s/*

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**CURTIS L. COLLIER  
CHIEF UNITED STATES DISTRICT JUDGE**